

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA	:	Criminal No. 1:24-CR-00273
	:	
	:	
	:	
v.	:	
	:	
ASHLEY PHY,	:	
Defendant.	:	

ORDER

AND NOW, this 9th day of October 2024, pursuant to the Due Process Protections Act, **IT IS HEREBY ORDERED THAT:**

1. The Court confirms the United States' obligation to produce all exculpatory evidence to the defendant pursuant to *Brady v. Maryland*, 373 U.S. 83 (1963) and its progeny, and orders it to do so.

2. Under *Brady*, the prosecutor must produce material evidence in its possession, custody, or control favorable to the accused, which includes both exculpatory evidence and information which may impeach government witnesses when that evidence is material either to guilt or punishment.

3. Failing to produce the material evidence in a timely manner may result in consequences, including, but not limited to, exclusion of evidence, adverse jury instructions, dismissal of charges, contempt proceedings, or sanctions by the Court.

s/Susan E. Schwab
Susan E. Schwab
United States Magistrate Judge